



Entered on Docket
May 17, 2010

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Attorneys for Reorganized Debtors

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re:

Case No.: BK-S-09-14814-LBR
(Jointly Administered)

¹ The Debtors in these cases, along with their case numbers are: Heritage Land Company, LLC (Case No. 09-14778); The Rhodes Companies, LLC (Case No. 09-14814); Tribes Holdings, LLC (Case No. 09-14817); Apache Framing, LLC (Case No. 09-14818); Geronimo Plumbing LLC (Case No. 09-14820); Gung-Ho Concrete LLC (Case No. 09-14822); Bravo, Inc. (Case No. 09-14825); Elkhorn Partners, A Nevada Limited Partnership (Case No. 09-14828); Six Feathers Holdings, LLC (Case No. 09-14833); Elkhorn Investments, Inc. (Case No. 09-14837); Jarupa, LLC (Case No. 09-14839); Rhodes Realty, Inc. (Case No. 09-14841); C & J Holdings, Inc. (Case No. 09-14843); Rhodes Ranch General Partnership (Case No. 09-14844); Rhodes Design and Development Corporation (Case No. 09-14846); Parcel 20, LLC (Case No. 09-14848); Tuscany Acquisitions IV, LLC (Case No. 09-14849); Tuscany Acquisitions III, LLC (Case No. 09-14850); Tuscany Acquisitions II, LLC (Case No. 09-14852); Tuscany Acquisitions, LLC (Case No. 09-14853); Rhodes Ranch Golf Country Club, LLC (Case No. 09-14854); Overflow, LP (Case No. 09-14856); Wallboard, LP (Case No. 09-14858); Jackknife, LP (Case No. 09-14860); Batcave, LP

THE RHODES COMPANIES, LLC, aka
"Rhodes Homes," et al.,¹

Chapter 11

Debtors.

Affects:

☐ All Debtors

☒ Affects the following Debtor(s):

APACHE FRAMING, LLC

BATCAVE, LP

BRAVO, INC.

CHALKLINE, LP

ELKHORN PARTNERS, A NEVADA LP

GERONIMO PLUMBING LLC

GLYNDA, LP

GUNG-HO CONCRETE LLC

HERITAGE LAND COMPANY, LLC

JACKKNIFE, LP

OVERFLOW, LP

PARCEL 20, LLC

PINNACLE GRADING, LLC

RHODES HOMES ARIZONA, LLC

RHODES ARIZONA PROPERTIES, LLC

THE RHODES COMPANIES, LLC

RHODES RANCH GOLF COUNTRY CLUB,
LLC

RHODES RANCH GENERAL
PARTNERSHIP

SIX FEATHERS HOLDINGS, LLC

TRIBES HOLDINGS, LLC

TICK, LP

TRIBES HOLDINGS, LLC

TUSCANY GOLF COUNTRY CLUB, LLC

WALLBOARD, LP

Hearing Date: May 11, 2010

Hearing Time: 9:30 a.m.

Courtroom 1

**ORDER RE DEBTORS' OMNIBUS OBJECTION TO INTERNAL REVENUE SERVICE
CLAIMS PURSUANT TO SECTION 502(b) OF THE BANKRUPTCY CODE,
BANKRUPTCY RULES 3003 AND 3007 [DOCKET NO. 357]**

Upon consideration of *Debtors' Objection to Internal Revenue Service Claims Pursuant to Section 502(b) of the Bankruptcy Code, Bankruptcy Rules 3003 and 3007* (the "Objection"),² filed by The Rhodes Companies, LLC and its affiliated debtors (collectively, the "Debtors"), requesting that the Court enter an order disallowing and expunging in full the Non-Debtor Claim;

(Case No. 09-14861); Chalkline, LP (Case No. 09-14862); Glynda, LP (Case No. 09-14865); Tick, LP (Case No. 09-14866); Rhodes Arizona Properties, LLC (Case No. 09-14868); Rhodes Homes Arizona, L.L.C. (Case No. 09-14882); Tuscany Golf Country Club, LLC (Case No. 09-14884); and Pinnacle Grading, LLC (Case No. 09-14887).

² Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Objection.

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and the Court having jurisdiction to consider the Objection and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court having reviewed the Objection; the Court hereby finds and determines that, pursuant to Rule 3007 of the Federal Rules of Bankruptcy Procedure, due and proper notice has been provided to the holder of the IRS Claim and all other parties entitled to notice; and no other or further notice is necessary; and the relief requested in the Objection is in the best interests of the Debtors, their estates and creditors; and that the legal and factual bases set forth in the Objection establishes just cause for the relief requested therein; therefore IT IS HEREBY ORDERED THAT:

I. The Objection is shall be moved off calendar given that all of the claims that are the subject of the Objection have been amended, and thus the Objection is moot. This Order shall be without prejudice of the Reorganized Debtors to object to any of the claims asserted by the IRS as amended.

APPROVED AS TO FORM AND CONTENT:

Submitted by:
 DATED this 12th day of May 2011.

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1 In accordance with LR 9021, counsel submitting this document certifies as follows
2 (check one):

3 ☐ The court has waived the requirement of approval under LR 9021.

4 ☐ This is a chapter 7 or 13 case, and either with the motion, or at the hearing, I have
5 delivered a copy of this proposed order to all counsel who appeared at the hearing, any
6 unrepresented parties who appeared at the hearing, and each has approved or disapproved the
7 order, or failed to respond, as indicated below [list each party and whether the party has
8 approved, disapproved, or failed to respond to the document]:

9 ☐ This is a chapter 9, 11, or 15 case, and I have delivered a copy of this proposed order
10 to all counsel who appeared at the hearing, any unrepresented parties who appeared at the
11 hearing, and each has approved or disapproved the order, or failed to respond, as indicated below
12 [list each party and whether the party has approved, disapproved, or failed to respond to the
13 document]:

14 ☐ I certify that I have served a copy of this order with the motion, and no parties
15 appeared or filed written objections.

16 Submitted by:

17 DATED this 12th day of May, 2010.

18 By: /s/ Zachariah Larson

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